



Sec 108

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Gary PRUETT Docket No.: HTI-8091
Serial No: 09/940,901 ✓ Examiner: not assigned yet
Filed: August 28, 2001 Group Art Unit: 1774
For: SUBSTANTIALLY PURE BULK PYROCARBON AND METHODS OF PREPARATION

BOX MISSING PARTS

**United States Patent and Trademark Office
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Arlington, VA 22202-3513**

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LISA M. SHYSKA

(type or print name of person signing paper)

Lisa M. Shyska

(signature of person mailing paper)

DEC. 10th, 2001

(date)

TRANSMITTAL SHEET

Enclosed is:

Transmittal Sheet with Certificate of Mailing and Authorization to Charge Deposit Account
Completion of Filing Requirements with Certificate of Mailing and Authorization to Charge
Deposit Account (4 pages - in duplicate)
Notice to File Missing Parts (1 page)
Executed Declaration and Power of Attorney (2 pages) with Specification Attached (20 pages)
Statement by Attorney that Papers Attached to Declaration are a copy of those filed in the PTO
to get a filing date (2 pages)
Information Disclosure Statement (2 pages)
PTO/SB/08A (1 page)
Copies of Cited References (10 references)
Check in the Amount of \$130.00
Return Receipt Postcard

Authorization to Charge Deposit Account

In the event an additional fee is applicable to the filing of this document and the required fee is not enclosed, or the fee submitted is insufficient, the Commissioner is hereby authorized to charge any fees which might be required to effect the filing of this (these) document(s) to Account No. 18-0987. This authorization is being submitted in duplicate.

Respectfully submitted,

Joseph G. Curatolo

Joseph G. Curatolo, Esq. (Reg. No. 28,837)
Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road, Suite 280
Westlake, OH 44145
Telephone: (440) 808-0011
Facsimile: (440) 808-0657
Attorney for Applicant

12-10-2001
Date



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LISA M. SKYKA

(type or print name of person signing paper)

[Signature]

(signature of person mailing paper)

Dec. 10, 2001

(date)

STATEMENT BY ATTORNEY THAT PAPERS ATTACHED TO
DECLARATION ARE A COPY OF THOSE FILED IN PTO
TO GET A FILING DATE

I,

Joseph G. Curatolo, Esq. (Registration No. 28,837)
Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road, Suite 280
Westlake, Ohio 44145
Telephone: (440) 808-0011

state that I am the attorney for this application and that I have reviewed the

<u>1</u>	page of abstract
<u>14</u>	pages of specification
<u>5</u>	pages of claims
<u>0</u>	pages of drawings

as shown in my files to be the papers I filed in respect to the above identified application and have compared them to the papers attached to the declaration of

James Gary PRUETT

for SUBSTANTIALLY PURE BULK PYROCARBON AND METHODS OF PREPARATION

which accompanies this statement and I declare that these papers attached to the declaration(s) are a copy of the specification and any amendment thereto which I filed in the PTO in order to obtain a filing date for this application by:

- ☐ depositing by hand at the PTO
- ☐ mailing to the PTO
- ☒ mailing to the PTO by Express Mail bearing Mailing Label Number EL722632913US on August 28, 2001.



Signature of Attorney

12-10-2001

Date



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COMPLETION OF FILING REQUIREMENTS

- I. This replies to the Notice to File Missing Parts of Application (Formalities Letter) mailed December 4, 2001.

☒ A copy of the Notice to File Missing Parts Application-Filing Date Granted (Formalities Letter) is enclosed.

DECLARATION OR OATH

- II. (a) ☒ No executed declaration or oath was filed. Enclosed is the original executed declaration or oath for this application.

OR

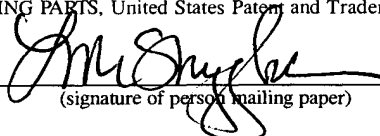
- (b) ☐ The declaration or oath which was filed was determined to be defective. A new original oath or declaration is attached.

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LISA M. SMYKA

(type or print name of person signing paper)



(signature of person mailing paper)

Dec. 10, 2001

(date)

Attached is a

- (c) ☐ Statement by a registered attorney that the application filed in the PTO is the application which the inventor executed by signing the declaration.
- (d) ☒ Statement that the "attached" specification is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

AMENDMENT CANCELING CLAIMS

- III. ☐ Cancel claims _____ inclusive.

TRANSMITTAL OF ENGLISH TRANSLATION OR NON-ENGLISH LANGUAGE PAPERS

- IV. ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

SMALL ENTITY STATUS

- V. Applicant is:

☐ a small entity.

A written statement claiming small entity status is:

☐ enclosed.

☐ already filed in application.

☒ other than a small entity.

COMPLETION FEES

- VI. (a) Filing Fee

☐ original patent application
(37 C.F.R. §1.16(a) - \$740; Small entity - \$370) \$ 0.00

☐ Design application
(37 C.F.R. §1.16(f) - \$330; small entity - \$165) \$ 0.00

(b) Fees for claims

- ☐ each independent claim in excess of 3
(38 C.F.R. §1.16(b) - \$84; small entity - \$42) \$ 0.00
- ☐ each claim in excess of 20
(37 C.F.R. §1.16(c) - \$18; small entity - \$9) \$ 0.00
- ☐ multiple dependent claim(s)
(37 C.F.R. §1.16(d) - \$280; small entity - \$140) \$ 0.00

(c) Surcharge Fees

- ☐ late payment of filing fee

and/or

- ☒ late filing of original declaration or oath
(37 C.F.R. §1.16(e) - \$130; small entity - \$65); \$ 130.00

- (d) ☐ Petition and fee for filing by other than all the inventors or
person not the inventor (37 C.F.R. §1.17(h) and §1.47 - \$130) \$ 0.00

- (e) ☐ Fee for processing an application filed with a specification in
a non-English language
(37 C.F.R. §1.17(k) and §1.52(d) - \$130) \$ 0.00

- (f) ☐ Fee for processing and retention of application
(37 C.F.R. 1.21(l) and 1.53(d) - \$300) \$ 0.00

Total completion fees: \$ 130.00

EXTENSION OF TIME

VII.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

- (a) ☐ Applicant petitions for an extension of time, the fees for which are set out
in 37 C.F.R. §1.17(a)(1)-(5), for the total number of months checked
below:

<u>Extension months</u>	<u>Fee for other than small entity</u>	<u>For small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$ 200.00
<input type="checkbox"/> three months	\$ 920.00	\$ 460.00
<input type="checkbox"/> four months	\$ 1,440.00	\$ 720.00
<input type="checkbox"/> five months	\$ 1,960.00	\$ 980.00

Extension Fee: \$ 0.00

If an additional extension of time is required please consider this a petition therefor.

Based on the extension requested in this petition, the extended period for response will expire on _____.

or

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

VIII. Fee Payment

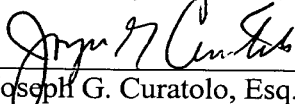
Attached is a check in the amount of \$ 130.00.

IX. Fee deficiency

- ☒ If any additional extension and/or fee is required, charge Deposit Account No. 18-0987.

A duplicate of this transmittal is attached.

Respectfully submitted,


 Joseph G. Curatolo, Esq. (Reg. No. 28,837)
 Renner, Kenner, Greive, Bobak, Taylor & Weber
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 Attorney for Applicant

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